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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/581,302	10/27/2006	Fuminobu Hirose	Q94419	1879
23373	7590	06/03/2008	EXAMINER	
SUGHRUE MION, PLLC			HEINCER, LIAM J	
2100 PENNSYLVANIA AVENUE, N.W.				
SUITE 800			ART UNIT	PAPER NUMBER
WASHINGTON, DC 20037			1796	
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			06/03/2008	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Response to Arguments

Applicant's arguments filed May 27, 2008 have been fully considered but they are not persuasive, because:

Applicants argument of unexpected results is not persuasive. The art cited by the applicant does show that other inventors have selected different nucleating agents other than kenaf. However, it fails to show the unexpected nature of the applicants nature. While others may have chosen other nucleating agents, there is no data of record to show that the improved crystallization of the instant application would be unexpected based on these references. To properly show the unexpected nature of the invention, the applicant would be required to show, through empirical data, possible in a declaration, that the inventions results are unexpected with regard to the conventional nucleating agents cited in the arguments (pages 4).

Correspondence

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Liam J. Heincer whose telephone number is 571-270-3297. The examiner can normally be reached on Monday thru Friday 7:30 to 5:00 EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mark Eashoo can be reached on 571-272-1197. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/MARK EASHOO/

Supervisory Patent Examiner, Art Unit 1796
30-May-08

LJH

May 29, 2008